

From: [Block, Nathan](#)
To: [Quinones, Edwin](#)
Subject: RE: BP's January 11, 2018 Response to EPA's CERCLA 104(e) Information Request
Date: Wednesday, January 31, 2018 3:08:32 PM

Ed:

Thank you for checking on these documents. Your understanding is correct. As we discussed, when the docs were prepared, they were related to litigation. However, that litigation is long ago resolved and we have no reason to now seek to protect them as CBI. If EPA views them as responsive to the FOIA, we have no objection to their production.

Nathan Block
Senior Counsel, Litigation
BP Legal

From: Quinones, Edwin [mailto:quinones.edwin@epa.gov]
Sent: Wednesday, January 31, 2018 2:40 PM
To: Block, Nathan
Subject: BP's January 11, 2018 Response to EPA's CERCLA 104(e) Information Request

Hi Nathan,

It was a real pleasure speaking with you this afternoon. As you may recall, I inquired about the word "confidential" stamped on the front page of two reports embedded within BP's January 11, 2018 response to EPA's November 1, 2017 CERCLA 104(e) Information Request. The two reports appear to be duplicates and are titled and dated as follows:

1. Summary of Past Waste Management at the American Petrofina Refinery, Port Arthur, Texas, May, 1989
2. Summary of Past Waste Management at the American Petrofina Refinery, Port Arthur, Texas, May, 1989

My inquiry focused on whether you intended either or both of these reports to be considered "confidential business information" (CBI) given the word "confidential" stamped on the title page of each report. You assured me that you do not consider either of the reports to be considered CBI. You explained that the reports may have been confidential at that time (1989) but are no longer considered confidential. You also said nothing in the remainder of the response is to be considered CBI.

Would you please reply to my email and confirm that my understanding is correct? As I mentioned during our phone conversation, a FOIA request has been made for BP's response and your confirmation will assist the EPA in properly classifying documents within our files for public release.

Thank you again for your time in answering my questions earlier. If you have any questions, please feel free to call or email me.

Best regards,

Ed Quinones
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